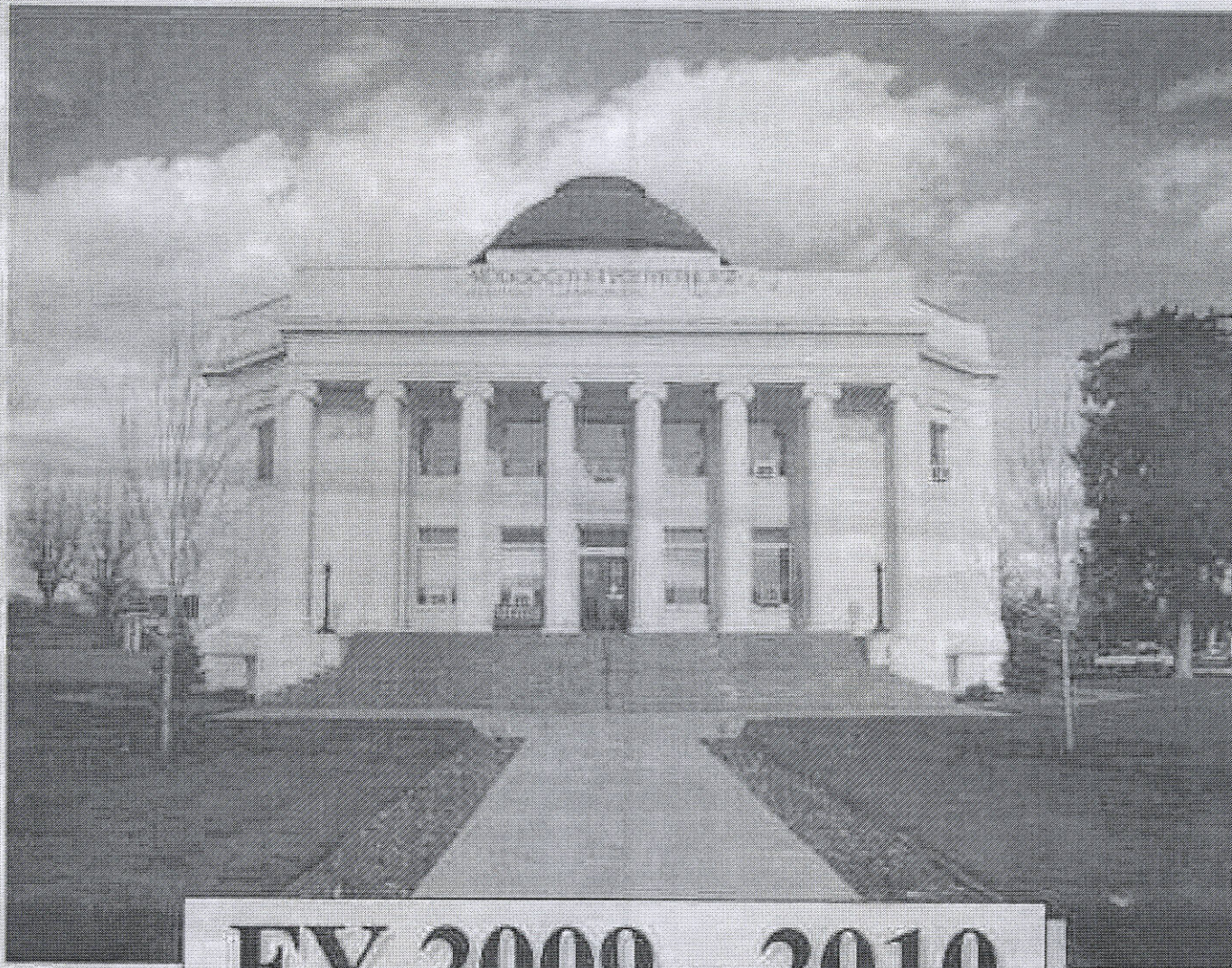




Modoc County Grand Jury Report



FY 2009 - 2010

This report, past reports and responses and other Grand Jury information may be found at the following sites:

<http://www.modocsuperiorcourt.ca.gov/grandjury.htm>

This is not an official site of the Modoc Grand Jury and has neither been reviewed nor approved by the Modoc Grand Jury. For comments or information contact ModocGrandJury@gmail.com

Published by The Modoc County Record

REVIEW OF THE ALTURAS POLICE DEPARTMENT

AREA OF STUDY

Alturas Police Department

ISSUE

Required annual review

GENERAL

The Alturas Police Department is overseen by the Chief of Police. There are eight officers, of which two are reserve officers.

METHOD OF INVESTIGATION

- Toured police station
- Interviewed officer on duty
- Interviewed City of Alturas Treasurer regarding the Alturas Police Department budget.

FINDINGS

1. Officer is on duty at all times in the office or field.
2. CHP has a K-9 Unit that can be requested.
3. Their live scan (fingerprinting) machine is broken. Awaiting replacement.
4. Report writing software needs to be updated.

RECOMMENDATIONS

1. Pursue funding for new equipment and software.

FORMAL RESPONSE REQUIRED

Police Chief to respond to findings #3, 4 and recommendation #1 to Judge Francis W. Barclay within 90 days of publication of this report pursuant to Penal Code 933(c) and 933.05.

REVIEW OF DEVIL'S GARDEN CONSERVATION

CAMP #40

AREA OF STUDY

Devil's Garden Conservation Camp #40

ISSUE

Required annual review

GENERAL

The Devil's Garden Conservation Camp #40 is operated by the California Department of Corrections and Rehabilitation (CDCR) in cooperation with Cal Fire. A department of corrections lieutenant and sergeant supervise inmates while in camp. Cal Fire captains

supervise inmates on work details. This camp was established in 1988.

METHODS OF INVESTIGATION

- Interviewed (CDCR) Lieutenant and Cal Fire Division Chief.
- Toured facilities.

FINDINGS

1. There are approximately 120 inmates who perform conservation work and maintain facility grounds.
2. Continuing education is available by correspondence or on-line to inmates.
3. CDCR officers have received a 15% pay cut.
4. Inmates perform many duties including site cleanup, fire breaks, campground maintenance, cemetery clean up, community maintenance and fire hazard reduction.
5. Inmates provide additional services for county and city.

RECOMMENDATIONS

None

FORMAL RESPONSE REQUIRED

CDCR Lieutenant to respond to findings #1, 2 and 3 to Judge Francis W. Barclay within 90 days of publication of this report pursuant to Penal Code 933(c) and 933.05.

Cal Fire Chief to respond to findings #4 and 5 to Judge Francis W. Barclay within 90 days of publication of this report pursuant to Penal Code 933(c) and 933.05.

REVIEW OF MODOC COUNTY DEPARTMENT OF SOCIAL SERVICES

AREA OF STUDY

Modoc County Social Services

ISSUE

Periodic review

METHODS OF INVESTIGATION

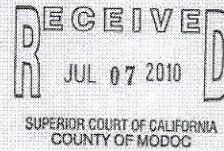
- Interviewed director
- Toured facility
- Reviewed documents
- Reviewed state, federal and local statutes

FINDINGS

1. Department of Social Services funded by federal (50%), state (35%) and county funds (15%).
2. Department has experienced budget cuts for this fiscal year.

**DIVISION OF ADULT INSTITUTIONS
CALIFORNIA CORRECTIONAL CENTER**

Devil's Garden Conservation Camp, CC40
P.O. Box 490 / 2300 CR 74
Alturas, CA 96101
(530) 233-3553 FAX (530) 233-5300



July 7, 2010

MODOC COUNTY SUPERIOR COURT

Francis W. Barclay
Superior Court Judge
205 South East Street
Alturas, California 96101

SUBJECT: Response to the Modoc County Grand Jury Report Fiscal Year 2009-2010

Dear Judge Barclay;

First and foremost, I want to inform you that the members of the Modoc County Grand Jury that conducted the tour and annual inspection of Devil's Garden Conservation Camp, CC# 40, on November 17, 2009, were kind, courteous, extremely interested and genuinely pleased with the over-all operation.

Pursuant to California Penal Code Section 933.05, we are submitting this formal response to you. The specific findings addressed in the 2009 Grand Jury Report that require a response for CDCR are the Findings relative to items 1, 2, and 3. The specific findings that require a response for Cal Fire are the Findings relative to items 4 and 5.

There are a few errors that have been documented in the final report, which we will address individually below.

Finding 1. We agree with the finding. There are five (5) Type I inmate fire crews at Devil's Garden Camp. Each fire crew has a capacity of 17 inmates. The first and foremost function of the inmate fire crews is to provide a highly trained and effective fire fighting force for Cal Fire. The joint venture between the California Department of Corrections and Rehabilitation and Cal Fire has been and continues to be the most successful joining of forces and resources in the history of the State of California, which results in millions of taxpayer dollars saved annually to the State.

Finding 2. We partially agree with the finding. Continuing education is in fact available for inmates to participate in on their own time. College correspondence courses are available, either through the California Correctional Center's Education Department, or a handful of cooperating Community Colleges. College correspondence courses are normally provided to the inmates via the USPS or institutional mail. However, inmates cannot take any correspondence courses on line, as it is prohibited for inmates to have access to the Internet. The Grand Jury was advised of this during the tour.

Finding 3. We agree with the documented information in Finding 3. All CDCR employees received the 15% pay cut dated back to 2/1/09.

Finding 4. We agree with the documented information in Finding 4.

Finding 5. We agree with the documented information in Finding 5. Under the supervision of Cal Fire Captains, Devil's Garden inmate crews perform many community based services every year. These projects include, but are not limited to: Setting up the Children's Fair; cleaning up the Junior Livestock Grounds; cleaning up and repainting sponsor signs at the Little League park; cleaning up the Modoc District Fairgrounds in Cedarville; and clean up of several of the local cemeteries.

Please feel free to contact Division Chief Steve Emerick or myself with any questions or concerns. Thank you.

W. McCracken, Lieutenant
Camp Commander
Devil's Garden Camp, CC# 40
530-233-3553

Steve Emerick
Division Chief, Cal Fire
Devil's Garden Camp, CC# 40
530-233-3634

Original: Francis W. Barclay, Presiding Superior Court Judge of Modoc County
Copy: Linda L. Ostoja, Court Executive Officer, Modoc County
Copy: Grand Jury Foreperson
Copy: Jeff Glenn, Facility Captain, Inland Camps, California Correctional Center